

BOROUGH OF CLOSTER
BERGEN COUNTY
295 CLOSTER DOCK ROAD
CLOSTER, NEW JERSEY 07624-0569

LORETTA CASTANO, RMC
BOROUGH CLERK

ARLENE M. CORVELLI, RMC
DEPUTY BOROUGH CLERK



TEL: 201-784-0600 EXT. 432
FAX: 201-784-9721

boroclerk@closternj.us
www.closternj.us

Via E-mail: publicnotices@northjersey.com – 3 Pages

TO: The Record

DATE: August 11, 2016

FROM: Loretta Castano

RE: Introduction of Ordinance
No. 2016:1213

Attached is Introduction of Ordinance No. 2016:1213 for publication in The Record issue of August 16, 2016.

DO NOT PROVIDE AN AFFIDAVIT.

Loretta Castano

Borough Clerk

LC

Attachment

c: Via e-mail on 8/16/16 to:

Mayor and Council
Edward T. Rogan/JoAnn Riccardi
Nick DeNicola
Gary Montroy
Paul Demarest
Rose Mitchell
Planning Board
Leonard Sinowitz
John Fry

*Posted on Municipal Clerk's
Bulletin Board on 8/16/16
LC*

BOROUGH OF CLOSTER
NOTICE OF INTRODUCTION
ORDINANCE NO. 2016:1213

NOTICE IS HEREBY GIVEN that the following ordinance was introduced and passed on the first reading at a meeting of the Mayor and Council of the Borough of Closter held August 10, 2016, and that the said ordinance will be further considered for passage at the Regular Meeting of the Mayor and Council to be held on September 14, 2016, at 8:00 p.m., or as soon thereafter as the matter can be reached, at the Borough Hall, 295 Closter Dock Road, Closter, N.J., at which time and place all persons interested will be given the opportunity to be heard concerning same.

LORETTA CASTANO, Borough Clerk

AN ORDINANCE TO AMEND CHAPTERS 167, SOIL MOVEMENT, AND A301, FEES

WHEREAS, the Governing Body has determined that a change is required to Chapter 167, Soil Movement and A301 Fees; and

WHEREAS, the Construction Code Official has recommended the changes to provide more oversight over soil movement applications in the Borough; and

WHEREAS, the proposed changes were reviewed, revised and approved by both the Ordinance Committee which recommends the proposed changes be adopted; and

WHEREAS, the Borough Engineer reviewed the final version of the proposed changes and recommends adoption.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Closter, County of Bergen and State of New Jersey as follows:

Section 1. § 167-2 Definitions

Delete the Definition of Minor Soil Moving Permit and replace same with the following:

A permit for the moving of more than 25 but less than 100 cubic yards of soil within any 12 consecutive months, as required by §167-4 of this chapter and which is not submitted with or determined to affect an application for subdivision or site plan approval, provided the Construction Code Official classifies the minor soil-moving application as such pursuant to §167-4C. If two or more applications in any twelve-consecutive month period require the movement of soil in excess of 100 cubic yards in the aggregate, said application shall be reclassified as either a minor soil moving application with engineering review or a major soil moving application. The reclassified application will be required to comply with the requirements in the appropriate sections of this chapter, provided the Construction Code Official in concert with the Borough Engineer, deems such reclassification to be necessary.

Add a Definition for Minor Soil Moving with Engineering Review Permit, as follows:

A permit for the moving of more than 100 but less than 250 cubic yards of soil within any 12 consecutive months, as required by §167-4-1 of this chapter and which is not submitted with or determined to affect an application for subdivision or site plan approval, provided the Construction Code Official classifies the application as such pursuant to this chapter. If two or more applications in any twelve-consecutive month period require the movement of soil in excess of 250 cubic yards in the aggregate, said application shall be classified as a Major Soil Moving Application and shall be required to comply with §167-5 of this chapter, provided the Construction Code Official in concert with the Borough Engineer, deems such reclassification to be necessary.

Section 2. § 167-4

Add new subsection as follows:

§167-4-1. Application for Minor Soil Moving With Engineering Review Permit

Application for a minor soil-moving with engineering review permit does not require an appearance before the Planning Board. The requirements are the same as those listed in 164-4, above, plus:

- (1) A Foundation Location Survey must be included with the Application.
- (2) The Borough Engineer shall review the as built and inspect the site (there is a \$250 Engineering escrow required for the review and inspection, See A301E).

Section 3. § 167-5. Application for major soil moving permit

Add paragraph 23 as follows:

- (23) A Foundation Location Survey must be included with the Application.

Section 4. § A 301 E. Land Use Fees

A. Delete E (1) (g) and replace same with the following:

- (g) 1. Minor soil moving application fee: 25.00
2. Minor soil moving with engineering review application fee: \$50.00

B. Add subparagraph (m) as follows:

- (m) An escrow deposit of \$250.00 is required for applications for minor soil moving with engineering review permits to defray the costs of Engineering review of the “as built” and field verification by the Engineer.

Section 5.

If any sentence, section, clause or other portion of this Ordinance or the application thereof to any person or circumstance shall, for any reason, be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or repeal the remainder of this Ordinance. All Ordinances or parts thereof inconsistent herewith are hereby repealed to the extent of such inconsistency. This Ordinance shall take effect immediately upon final passage and publication as required by law.